

PHILIP MORRIS INCORPORATED  
INTER-OFFICE CORRESPONDENCE

100 Park Avenue, New York, N.Y. 10017

To: • See Distribution  
Date: October 14, 1980  
From: • Alexander Holtzman  
Subject: • ASH V. FDA (PROCEEDING TO HAVE CIGARETTES DECLARED DRUGS)

Attached are memoranda from Covington & Burling dated October 3 and October 8 summarizing certain new arguments introduced by ASH in its appeal from the FDA's determination that cigarettes are not drugs.

In view of its general interest, I am also attaching the memorandum from FDA to the HEW Office on Smoking and Health dated June 23, 1980 which concludes that the non-tobacco smoking product FREE, as labeled and marketed, is a drug.

The second document mentioned in the memo of October 3 is a seven-page summary of the Technical Review on Cigarette Smoking as a Addiction, which was sponsored by the National Institute of Drug Abuse on August 23-24, 1979. This contains some interesting conclusions and I will be glad to provide copies to those of you who are interested.

AH/1

Alexander Holtzman

AH/f  
Attachments

Messrs: Millhiser  
Goldsmith  
Cullman  
Pollack  
Bowling  
Ahrensfield  
Morgan  
McDowell  
Adkins  
Seligman  
Osdenel

0000119987